

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Boix et al.

Examiner: Pili Hawes

Serial No.: 10/614, 408

Art Unit: 1615

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Filed: July 2, 2003

Confirmation No.: 4873

**OCT 11 2006**For: METHOD OF STERILIZATION OF  
POLYMERIC MICROPARTICLES

Irvine, California

**I. Response to Notice of Non-Compliant Amendment**

Applicants became aware of a July 11, 2006 Notice of Non-Compliant Amendment (the "Notice") in this application on October 9, 2006. Respectfully, the Notice is in error and should be withdrawn.

The Notice asks applicants to identify the drawings applicants submitted with the response filed June 29, 2006 (the "Response") to the April 3, 2006 office action as "Replacement Sheets".

The drawings applicants submitted with the Response to the April 3, 2006 office action are not replacement drawings and are not intended to be replacement drawings or any replacement sheets.

Applicant has not received from the Patent Office any drawings objection or any request to submit replacement drawings.

As explained on page 11 of the Response: "For clarity, Applicants submit herewith enlarged copies" of certain Figures. Thus the Response provided a partial set of certain enlarged drawings for the convenience of the examiner. No replacement drawings were submitted.

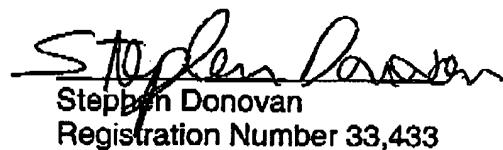
Hence, the Notice is in error and should be withdrawn because applicant were not requested to and have not submitted any replacement drawings or any replacement sheets.

Although the Notice is correctly addressed to applicants it was not received until October 9, 2006 when on that date applicants checked the Private PAIR file for this application and found therein the Notice. To this date applicants have not received a copy of the Notice by mail.

The Commissioner is hereby authorized to charge any fees required or necessary for the filing, processing or entering of this paper or any of the enclosed papers (such as a two month extension of time fee) to deposit account 01-0885.

Respectfully Submitted,

Date: October 11, 2006



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**CERTIFICATE OF EXPRESS MAILING OR TRANSMISSION UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this Transmittal Letter, the Response to Office Action and the documents referred to as enclosed therein are being transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-8300.

Adriane Giberson  
Name of person mailing paper



Adriane Giberson  
Signature of person signing paper

Date: October 11, 2006